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9 Attorneys for USACM Liquidating Trust

10 **UNITED STATES BANKRUPTCY COURT**
 11 **DISTRICT OF NEVADA**

12 In re:

13 **USA COMMERCIAL MORTGAGE**
 14 **COMPANY,**

15 **Debtor.**

16 Case No. BK-S-06-10725-LBR

17 **CHAPTER 11**

18 **NOTICE OF HEARING RE**
 19 **OBJECTION OF USACM**
 20 **LIQUIDATING TRUST TO PROOF**
 21 **OF CLAIM NO. 10725-00441-2 IN AN**
 22 **UNKNOWN AMOUNT BY ZOE**
 23 **BROWN; AND CERTIFICATE OF**
 24 **SERVICE**

25 Date of Hearing: November 15, 2011

26 Time of Hearing: 9:30 a.m.

27 Estimated Time for Hearing: 10 minutes

28 **THE USACM LIQUIDATING TRUST IS OBJECTING TO A CLAIM THAT**
 29 **YOU FILED. THE USACM TRUST SEEKS TO DISALLOW IN FULL PROOF**
 30 **OF CLAIM NO. 10725-00441-2.**

31 **PLEASE DO NOT CONTACT THE CLERK OF THE BANKRUPTCY**
 32 **COURT TO DISCUSS THE MERITS OF YOUR CLAIM. ADDRESS QUESTIONS**
 33 **REGARDING THE CLAIM TO UNDERSIGNED COUNSEL, JOHN**
 34 **HINDERAKER (520-629-4430).**

35 **NOTICE IS HEREBY GIVEN** that the USACM Liquidating Trust, by and
 36 through its counsel, has filed its Objection to Proof of Claim No. 10725-00441-2 filed by
 37 Zoe Brown, (with Certificate of Service) (the "Objection"). The first page of your Proof
 38 of Claim as required by Nevada LR 3007, is attached to the Objection as **Exhibit A**. The



1 USACM Liquidating Trust has requested that this Court enter an order, pursuant to section
2 502 of title 11 of the United States Code (the "Bankruptcy Code") and Rule 3007 of the
3 Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), to disallow your Proof
4 of Claim in full.

5 **NOTICE IS FURTHER GIVEN** that the hearing on the Objection will be held
6 before the Honorable Linda B. Riegle, U.S. Bankruptcy Court Judge in the Foley Federal
7 Building, 300 Las Vegas Blvd. South, 3rd Floor, Courtroom No. 1, Las Vegas, Nevada on
8 **November 15, 2011, at the hour of 9:30 a.m.**

9 **NOTICE IS FURTHER GIVEN THAT THE HEARING SET ON**
10 **NOVEMBER 15, 2011, WILL BE HELD FOR THE PURPOSE OF STATUS**
11 **CHECKS AND SCHEDULING EVIDENTIARY HEARINGS ONLY. NO**
12 **ARGUMENTS WILL BE HEARD ON THAT DATE.**

13 **NOTICE IS FURTHER GIVEN** that pursuant to Local Rule 9014(d), any
14 response to the objection must be filed and service must be completed no later than
15 **fourteen (14) days** preceding the hearing date. The opposition must set forth all relevant
16 facts and any relevant legal authority.

17 If you object to the relief requested, you *must* file a **WRITTEN** response to this
18 pleading with the Court. You *must* also serve your written response on the person who
19 sent you this notice.

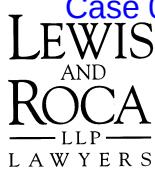
20 If you do not file a written response with the Court, or if you do not serve your
21 written response on the person who sent you this notice, then:

22

- 23 • The Court may *refuse to allow you to speak* at the scheduled hearing; and
- 24 • The Court may *rule against you* and sustain the objection without formally
calling the matter at the hearing.

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1 DATED this 27th day of September, 2011.

2 LEWIS AND ROCA LLP

3

4 By /s/ John Hinderaker (#18024)
5 Robert M. Charles Jr. NV 6593
6 John C. Hinderaker, AZ 18024 (*pro hac vice*)
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12 *Attorneys for the USACM Liquidating Trust*

13 Copy of the foregoing
14 mailed by first class postage prepaid on
15 September 27, 2011 to:

16 Zoe Brown 1989 Family Trust
17 C/O Zoe Brown Trustee
18 2877 Paradise Rd, Unit 803
19 Las Vegas, NV 89109-5244

20 LEWIS AND ROCA LLP

21 /s/Renee L. Creswell
22 Renee L. Creswell

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